THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.4978 2006

ORAL ORDER:

This Writ Petition is filed seeking a declaration that the action of respondents 1 and 3 in seeking to dispossess petitioner from the Rice Mill in question, even before disposal of Appeal No.5 of 2005 pending before the 2nd respondent as arbitrary and illegal.

In response to the notice served, though no counter-affidavit has been filed, learned Government Pleader for Social Welfare, under instructions, states that as a matter of fact, Appeal No.5 of 2005 was dismissed by order dated 28.02.2006 itself i.e., much prior to the filing of Writ Petition. However, it appears that copy of the said order has not been communicated to the petitioner. Be that as it may, now that copy of the order dated 28.02.2006 has been served on learned counsel for petitioner, it is not necessary to keep the writ petition pending any longer.

Accordingly, writ petition is disposed of granting leave and liberty to petitioner to challenge the order dated 28.02.2006 in Appeal No.5 of 2005, by working out appropriate remedy as available under law. It is also directed that *status quo* obtaining as on today shall be maintained for a further period of four weeks from today, to enable the petitioner to work out appropriate remedy.

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(G. ROHINI, J.)

12th April, 2006.

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.4978 OF 2006

12th April, 2006.

Betqeen:

Mulkapally Kumaraswamy and
five others. .. Petitioners.

And

The Special Deputy Collector (TW),
Eturnagaram village and Mandal,
Warangal District and two others. .. Respondents.